IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

**HON'BLE SRI JUSTICE V.V.S. RAO**

W.P. No. 22989 OF 2005

Date: 31.10.2005

BETWEEN:

T.S. Mohan Babu

.... PETITIONER

And

Chairman, Puttur Municipality,

Puttur, Chittoor District.

.... RESPONDENT

**HONOURABLE SRI JUSTICE V.V.S. RAO**

**WRIT PETITION No. 22989 OF 2005**

**ORDER:**

The petitioner is running M/s. Sri Vinayaka Hardware Stores at D.No.25/170, K.N. Road, Puttur since 2003. He alleges that quite in front of his shop, the respondent Municipality has taken up construction of a public toilet and therefore, he seeks a direction to the respondent not to construct the same in front of his shop.

After getting instructions in the matter, the learned Standing Counsel for Puttur Municipality, Sri S.I. Newton, submits that the land in front of the petitioner's shop belongs to Municipality and forms part of the street margin and that a bore-well was already dug for the purpose of drinking water. The petitioner has been utilizing the land belonging to the Municipality. He categorically states that there is no proposal as on today for construction of public toilets in the said land, as alleged by the petitioner. The same is recorded.

In view of the statement made by the learned Standing Counsel, this writ petition is filed without any factual foundation. The same is accordingly dismissed at the admission

stage.

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(**V.V.S. RAO, J.)**

31st October, 2005

Note: Issue C.C. by day after tomorrow.

(By order) / Js.